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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ASPEN FINE ARTS, CO.,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-04335 (SMB)

**NOTICE OF WITHDRAWAL OF TRUSTEE'S
MOTION FOR LEAVE TO FILE A SECOND AMENDED
COMPLAINT AND FOR RELATED RELIEF**

PLEASE TAKE NOTICE that Trustee's Motion For Leave To File A Second Amended Complaint And For Related Relief filed in Adversary Proceeding No. 10-04335 is hereby withdrawn with Defendant's consent, without prejudice to it being refiled and Defendant reserves the right to object to any future motion.

PLEASE TAKE FURTHER NOTICE that the hearing on Trustee's Motion For Leave To File A Second Amended Complaint And For Related Relief, which was previously scheduled for December 14, 2017, is cancelled.

Respectfully submitted,

Date: December 8, 2017
New York, New York

Of Counsel:

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